IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

GUARDIANSHIP PETITION NO.81 OF 2006

In the matter of appointment of petitioner as guardian over the persons of Ankita Anil Sawant and Akhilesh Anil Sawant both Minors

Mrs.Aparna Chandrakant Sawant ...Petitioner

Mr.Dilip Shukla for the petitioner

CORAM : SMT.ROSHAN DALVI, J.

DATED : 24TH JANUARY, 2007

P.C.

1. The petitioner is the maternal aunt of the two children, Ankita and Akhilesh whose parents have expired. The mother of the children one Anita expired in the year 2001. The father expired in the year 2004. The children have been living with the petitioner. The petitioner has produced her original Ration Card showing the names of the two children added in her Ration Card on 2nd September, 2004. The Ration Card also shows the name of the father in the Ration Card of the petitioner showing him as a family member in the petitioner's family.

2. The father of the children served in M.C.G.M. He is entitled to Provident Fund, Pension and other benefits upon his death. The petiton is made absolute in terms of prayer clause (b). The petitioner shall open Bank account in the joint names of the minor children, Ankita and Akhilesh showing herself as their guardian. M.C.G.M. shall issue a cheque in the name of the two children showing the petitioner as a guardian which shall be credited to the said account. Similarly, LIC OF INDIA, Jeevan Seva (SSS Division) with whom the deceased father of the children had taken a policy shall issue a cheque of the maturity value in the joint names of the two children showing the petitioner as their guardian. The petitioner shall credit that cheque also in the same above account.

3. M.C.G.M. shall also issue cheques for the Provident Fund and any other benefits similarly, in the joint names of the two children which shall be credited by the petitioner in the same account. The petitioner shall invest the amount of the LIC,

PF as well as each year's Pension in the F.D.R. of any Nationalized Bank or in HDFC. The investment shall continue to be re-invested until the children attain majority. The petitioner shall be entitled to withdraw the interest amount from such investment for the maintenance of the children.

(SMT.ROSHAN DALVI, J.)